

(1) Tenth Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney

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| Age: 44 years DOB: 9/14/1967 | | PUBLIC GUARDIAN , Conservator, is petitioner. | NEEDS/PROBLEMS/COMMENTS: |
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| | | Account period: 11/1/10 – 10/31/11 | Note: If granted the Court will set a status hearing as follows: <ul style="list-style-type: none"> January 7, 2013 if a one year account is due, or; January 7, 2014 if a two year account is due. |
| Cont. from 040912 | | Accounting- \$1,739,040.97 | |
| <input checked="" type="checkbox"/> | Aff.Sub.Wit. | Beginning POH- \$1,656,960.48 | |
| <input checked="" type="checkbox"/> | Verified | Ending POH- \$1,577,110.15 | |
| | Inventory | | |
| | PTC | | |
| | Not.Cred. | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | Conservator - \$5,738.20 (27.75 Deputy hours @ \$96/hr and 40.45 Staff hours @ \$76/hr) | |
| <input checked="" type="checkbox"/> | Aff.Mail | Attorney - \$1,000.00 (per Local Rule) | |
| | Aff.Pub. | | |
| | Sp.Ntc. | | |
| | Pers.Serv. | | |
| | Conf. Screen | Bond fee - \$4,120.78 (o.k.) | |
| | Letters | | |
| | Duties/Supp | | |
| | Objections | | |
| | Video Receipt | Petitioner prays for an Order: | |
| | CI Report | 1. Approving, allowing and settling the Tenth account. | |
| | 9202 | 2. Authorizing the conservator and attorney fees and commissions | |
| <input checked="" type="checkbox"/> | Order | 3. Payment of the bond fee | |
| | Aff. Posting | | |
| | Status Rpt | | |
| | UCCJEA | | |
| | Citation | | |
| | FTB Notice | | |

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| Reviewed by: KT |
| Reviewed on: 5/15/12 |
| Updates: |
| Recommendation: |
| File 1 - Lopez |

(1) Petition for Settlement of First and Final Accounting (2) and Final Distribution

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|-----------------------------------|---------------|---|--|---|--|
| DOD: 01/29/08 | | SHERRI VAUGHT, Administrator, is Petitioner. | | NEEDS/PROBLEMS/COMMENTS: | |
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| Cont. from 112811, 020612, 040212 | | Supplemental Petition for Settlement of First and Final Accounting and Final Distribution filed 04/02/12 states: | | CONTINUED FROM 04/02/12 Minute Order from 04/02/12 states: If the Accounting is filed and approved there will be no appearances needed. | |
| | Aff.Sub.Wit. | | | | |
| ✓ | Verified | | | | |
| ✓ | Inventory | | | | |
| ✓ | PTC | | | | |
| ✓ | Not.Cred. | | | | |
| ✓ | Notice of Hrg | | | | |
| ✓ | Aff.Mail | w/ | | | |
| | Aff.Pub. | | | | |
| | Sp.Ntc. | | | | |
| | Pers.Serv. | | | | |
| | Conf. Screen | | | | |
| | Letters | 04/06/09 | | | |
| | Duties/Supp | | | | |
| | Objections | | | | |
| | Video Receipt | | | | |
| | CI Report | | | | |
| ✓ | 9202 | | | | |
| ✓ | Order | | | | |
| | Aff. Posting | | | | |
| | Status Rpt | | | | |
| | UCCJEA | | | | |
| | Citation | | | | |
| | FTB Notice | x | | | |
| | | <p>1. The requirements of Revenue & Taxation Code § 480 have been satisfied by filing of a change of ownership statement with the County recorder or assessor.</p> <p>2. Notice is not required under PrC § 9202 (a) because the decedent did not receive Medi-Cal benefits, and 9202 (b) because no beneficiary is incarcerated.</p> <p>3. Petitioner sold the real property of the estate on 01/31/11 for a sale price of \$91,750.00. Notice of Proposed Action was given to decedent's heirs and consent was obtained from Victoria Rapp on 01/26/11. No objections to the sale were received. The sale resulted in net proceeds to the estate of \$8,777.17.</p> <p>4. Petitioner presents an amended Summary of Account as follows:</p> | | <p>Supplemental Petition filed 04/02/12. As of 05/15/12, the following notes remain:</p> <p>1. The accounting is incomplete pursuant to Probate Code § 1061. The Accounting does not list receipts, distributions or other information required pursuant to Probate Code § 1061. Need revised accounting to include the relevant schedules (receipts/disbursements, etc.) or waiver of accounting from Victoria Rapp.</p> <p>2. Neither the Petition nor the Supplemental Petition state whether notice was given to The Franchise Tax Board as required per Probate Code § 9202 (c).</p> | |
| | | Account period: 04/06/09 – 03/01/12 | | Reviewed by: JF | |
| | | <p>Accounting - \$166,000.00</p> <p>Beginning POH - \$166,000.00</p> <p>Ending POH - \$11,777.17</p> | | Reviewed on: 05/15/12 | |
| | | <p>Administrator - waives</p> <p>Attorney - waives</p> | | Updates: | |
| | | <p>Distribution, pursuant to intestate succession, is to:</p> <p>Sheri Vaught - \$5,888.58</p> <p>Victoria Rapp - \$5,888.58</p> | | Recommendation: | |
| | | | | File 2 - Vaught | |

Report of Sale and Petition for Order Confirming of Real Property

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| DOD: 1/16/2010 | | GARY L. SMITH , Administrator with Limited IAEA and bond of \$50,000.00, is petitioner. | NEEDS/PROBLEMS/COMMENTS: Note: A status hearing will be set as follows: <ul style="list-style-type: none"> July 2, 2012 for the filing of the receipt for blocked account. |
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| Cont. from | | | |
| | Aff.Sub.Wit. | | |
| ✓ | Verified | | |
| | Inventory | | |
| | PTC | | |
| | Not.Cred. | | |
| ✓ | Notice of Hrg | | |
| ✓ | Aff.Mail | W/ | |
| | Aff.Pub. | X | |
| | Sp.Ntc. | | |
| | Pers.Serv. | | |
| | Conf. Screen | | |
| | Letters | | |
| | Duties/Supp | | |
| | Objections | | |
| | Video Receipt | | |
| | CI Report | | |
| | 9202 | | |
| ✓ | Order | | |
| ✓ | Aff. Posting | | |
| | Status Rpt | | |
| | UCCJEA | | |
| | Citation | | |
| | FTB Notice | | |

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| Sale price - \$140,000.00 Overbid - 147,500.00 Reappraisal - \$140,000.00 Property - 7386 E. Tulare, Fresno Publication - Fresno Business Journal Buyers - Michael Loyd Phillips, Shelly R. Phillips, husband and wife and C. Cairncross Cullen, a single man as joint tenants. Broker - \$7,000.00 (5% - payable to Realty Concepts) All proceeds will be deposited into a blocked account at California Bank and Trust. | Reviewed by: KT Reviewed on: 5/15/12 Updates: Recommendation: File 3 - Smith |
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(1) First and Final Report of Status of Administration and Account and (2) Petition for Settlement Thereof, (3) for Allowance of Statutory Attorney's Compensation, for Reimbursement of Costs Advanced and for (4) Final Distribution (Prob. C. 10800, 10810, 12201)

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|-------------------------------------|-------------------------|---|---|
| DOD: 06/28/10 | | MARLEEN C. MAFFEO , Administrator, is Petitioner. | NEEDS/PROBLEMS/COMMENTS: 1. Petitioner requests that the distributions to Mark Maffeo and Kathryn Maffeo, minors, be made to her as Custodian under PrC § 3906(c); however, it has been the policy of this Court to require a guardianship of the estate for minor beneficiaries, for the minor's protection. Notes: Commentary under § 3906 states that the amount of property transferred (as measured by its value) must be of such relatively small amount (\$10,000 or less in value) that the lack of Court supervision and the typically stricter investment standards that would apply to a guardianship will not be important. <u>In this case, each minor beneficiary's share is valued at approximately \$280,000.00.</u> Additionally, PrC § 3906(a) states that a personal representative may make a transfer to another adult or trust company as custodian for the benefit of a minor. Petitioner is requesting to transfer the funds to herself as Custodian. |
| | | Account period: 06/28/10 – 02/15/12 | |
| Cont. from | | Accounting - \$1,137,893.29 | |
| <input type="checkbox"/> | Aff.Sub.Wit. | Beginning POH - \$1,052,515.01 | |
| <input checked="" type="checkbox"/> | Verified | Ending POH - \$837,802.23 (\$49,321.29 is cash) | |
| <input checked="" type="checkbox"/> | Inventory | | |
| <input checked="" type="checkbox"/> | PTC | | |
| <input checked="" type="checkbox"/> | Not.Cred. | Administrator - waives | |
| <input checked="" type="checkbox"/> | Notice of Hrg | Attorney - \$24,185.88 (statutory) | |
| <input checked="" type="checkbox"/> | Aff.Mail | | |
| | Aff.Pub. | | |
| | Sp.Ntc. | Costs - \$1,126.50 (Filing fees, certified copies) | |
| | Pers.Serv. | | |
| | Conf. Screen | | |
| | Letters 11/19/10 | Distribution, pursuant to intestate succession is to: | |
| | Duties/Supp | | |
| | Objections | Marleen C. Maffeo - \$8,002.97 cash, plus 1/3 interest in a Wells Fargo Investment Account, 1/3 interest in a Robecco investment account, and 1/3 of a 3.3373580% general partner interest in Maffeo Bros., a California general partnership | |
| | Video Receipt | | |
| | CI Report | | |
| <input checked="" type="checkbox"/> | 9202 | | |
| <input checked="" type="checkbox"/> | Order | | |
| | Aff. Posting | | |
| | Status Rpt | Marleen C. Maffeo as Custodian for Mark Lawrence Maffeo, a minor - \$8,002.97 cash, plus 1/3 interest in a Wells Fargo Investment Account, 1/3 interest in a Robecco investment account, and 1/3 of a 3.3373580% general partner interest in Maffeo Bros., a California general partnership | |
| | UCCJEA | | |
| | Citation | | |
| <input checked="" type="checkbox"/> | FTB Notice | Marleen C. Maffeo as Custodian for Kathryn Isabel Coronel Maffeo, a minor - \$8,002.97 cash, plus 1/3 interest in a Wells Fargo Investment Account, 1/3 interest in a Robecco investment account, and 1/3 of a 3.3373580% general partner interest in Maffeo Bros., a California general partnership | |

(1) First and Final Account and Report of Administrator with Will the Annexed and
 (2) Petition for its Settlement, for (3) Allowance of Compensation to Administrator
 with the Will Annexed and (4) Attorney for Ordinary and Extraordinary Services an
 for (5) Final Distribution (Prob. C. 6402, 10800, 10801, 10810, 10900)

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|----------------------|-------------------------|--|---------------------------------|
| DOD: 03/29/11 | | JERI A. STUBBLEFIELD , Administrator with Will Annexed, is Petitioner. | NEEDS/PROBLEMS/COMMENTS: |
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| | | Account period: 07/12/11 – 02/15/12 | |
| Cont. from | | Accounting - \$87,058.76 | |
| | Aff.Sub.Wit. | Beginning POH - \$86,028.27 | |
| ✓ | Verified | Ending POH - \$63,291.23 | |
| ✓ | Inventory | Administrator - \$3,342.35 | |
| ✓ | PTC | (statutory) | |
| ✓ | Not.Cred. | Administrator x/o - \$1,360.00 | |
| ✓ | Notice of Hrg | (\$1,000.00 for sale of real property per Local Rule, plus 18 hours @ \$20.00/hr. for time spent on the sale of personal property of the estate) | |
| ✓ | Aff.Mail w/ | Attorney - \$3,342.35 | |
| | Aff.Pub. | (statutory) | |
| | Sp.Ntc. | Closing - \$2,000.00 | |
| | Pers.Serv. | Distribution, pursuant to Decedent's Will and the intestate succession, is to: | |
| | Conf. Screen | Arthur T. Dickey - \$38,054.72 | |
| | Letters 07/29/11 | plus, shares of PG & E stock | |
| | Duties/Supp | Robert Lynn Wygal - \$14,338.39 | |
| | Objections | Breanne Rouser - \$33.33 | |
| | Video Receipt | Penelope Hamby - \$33.33 | |
| | CI Report | Michelle Wood - \$33.33 | |
| ✓ | 9202 | Elizabeth Svenningsen - \$33.33 | |
| ✓ | Order | | |
| | Aff. Posting | | Reviewed by: JF |
| | Status Rpt | | Reviewed on: 05/16/12 |
| | UCCJEA | | Updates: |
| | Citation | | Recommendation: |
| ✓ | FTB Notice | | File 5 - Levis |

Petition for Appointment of Probate Conservator of the Person (Prob. C.

1820, 1822680-2682)

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|-------------------------------------|---------------|--|--|----|
| Age: 18 years DOB: 4/12/1994 | | <p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>ALLEN SMITH and LORETTA SMITH, parents, are petitioners and request appointment as Conservators of the person with medical consent powers.</p> <p>Capacity Declaration filed on 4/19/12. (see note #1)</p> <p>Voting Rights Affected.</p> <p>Petitioners state the proposed conservatee suffers from mental retardation, developmental autism, and has the mental capacity of a 2-3 year old. He requires assistance with all aspects of daily living.</p> <p>Court Investigator Jennifer Daniel's Report filed on 4/17/12.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator Advised Rights on 4/3/12.</p> <p>Voting rights affected need minute order.</p> <ol style="list-style-type: none"> Capacity Declaration filed on 4/19/12 was signed by the physician as it relates to the ability to attend the hearing however the portion of the form that addresses capacity is completed and signed by the physician's assistant and not the physician. Capacity Declaration must be completed by a licensed physician or psychologist acting within the scope of their licensure. Capacity Declaration does not state the date the physician last saw the conservatee (item #4a). | |
| Cont. from 042412 | | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | | |
| <input checked="" type="checkbox"/> | Verified | | | |
| <input type="checkbox"/> | Inventory | | | |
| <input type="checkbox"/> | PTC | | | |
| <input type="checkbox"/> | Not.Cred. | | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | | |
| <input checked="" type="checkbox"/> | Aff.Mail | | | W/ |
| <input type="checkbox"/> | Aff.Pub. | | | |
| <input type="checkbox"/> | Sp.Ntc. | | | |
| <input type="checkbox"/> | Pers.Serv. | | | |
| <input checked="" type="checkbox"/> | Conf. Screen | | | |
| <input checked="" type="checkbox"/> | Letters | | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | | |
| <input type="checkbox"/> | Objections | | | |
| <input checked="" type="checkbox"/> | Video Receipt | | | |
| <input checked="" type="checkbox"/> | CI Report | | | |
| <input type="checkbox"/> | 9202 | | | |
| <input checked="" type="checkbox"/> | Order | | | |
| <input type="checkbox"/> | Aff. Posting | | | |
| <input type="checkbox"/> | Status Rpt | | | |
| <input type="checkbox"/> | UCCJEA | | | |
| <input checked="" type="checkbox"/> | Citation | | | |
| <input type="checkbox"/> | FTB Notice | | | |
| | | <p>Reviewed by: KT</p> <p>Reviewed on: 5/15/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 6 - Smith</p> | | |

**Petition to Compel Accounting, Surcharge and Remove Trustee (Prob. C. 15642,
16060, 16061, 17200)**

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|----------------------|--|--|---|
| | | <p>RICK ROSS and RICHARD ROSS, beneficiaries of the EARL JACKSON ROSS MARITAL TRUST and the EARL JACKSON ROSS FAMILY TRUST, are Petitioners.</p> <p>RICHARD ROSS is also the designated successor trustee.</p> <p>Petitioners state Respondent SUSAN ROSS ALLEY, Trustee and income beneficiary of the Trusts, which were established under the Will of Earl Jackson Ross which was probated in Fresno County Case #0557330, has a duty to administer the Trusts according to their terms and to keep the Trusts' accounts separate, as well as duties of care and loyalty to the beneficiaries, and to keep the beneficiaries reasonably informed of the trust and its administration per Probate Code 16060.</p> <p>Under Probate Code 16061, "on reasonable request by a beneficiary, the trustee shall report to the beneficiary relating to the administration of the trust relevant to the beneficiary's interest." Petitioner states there are no exceptions to 16060 or 16061 that would excuse Respondent from providing information to Petitioners.</p> <p>On several prior occasions, Petitioner Rick Ross made demands to Ms. Alley to provide information and keep Petitioners informed of the trusts, but Respondent failed to comply with his initial demands and ultimately provided some information after a Petition to compel an accounting was filed.</p> <p>Petitioner filed several petitions seeking accounting and surcharge, and as a result, Respondent ultimately provided information.</p> <p>After a trial, it was determined that Respondent had invaded the principal of the Trusts, and she was ordered to repay approx. \$18,500.00.</p> <p>Petitioners state to their knowledge no beneficiaries were provided with proof of compliance with that court order despite requests.</p> <p>During the pendency of the action and since then, including after conclusion of the court proceedings, Respondent has not made any effort to keep beneficiaries informed of what was happening in the Trust and has failed to provide any information to Petitioners.</p> <p align="center"><u>SEE PAGE 2</u></p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p align="center"><u>SEE FOLLOWING PAGES</u></p> <p><u>Additional related cases:</u></p> <ul style="list-style-type: none"> • 0557330-8 Estate of Earl Jackson Ross Created testamentary trusts: - Earl J. Ross Marital Trust - Earl J. Ross Family Trust • 04CEPR00370 Earl Jackson Ross Trust • 05CECG01626 Rick Ross vs. Susan Alley • 08CECG02515 Richard Ross vs. Susan Alley (Transferred to Probate as 09CEPR0285) • 09CEPR00285 Matter of Earl Jackson Ross • 12CEPR00278 Earl J. Ross Marital and Earl J. Ross Family Trust (This case – described as Rick Ross, Richard Ross, Petitioners, v. Susan Clarke Ross Alley) <p align="center"><u>SEE FOLLOWING PAGES</u></p> |
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| Aff.Sub.Wit. | | | |
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| Pers.Serv. | | | |
| Conf. Screen | | | |
| Letters | | | |
| Duties/Supp | | | |
| Objections | | | |
| Video Receipt | | | |
| CI Report | | | |
| 9202 | | | |
| Order | | | |
| Aff. Posting | | | |
| Status Rpt | | | |
| UCCJEA | | | |
| Citation | | | |
| FTB Notice | | | |

A follow up demand was sent in September 2011, after which Respondent provided copies of summary accountings. The accountings provided once again that Respondent is invading the principal of the Trust, which is a violation of the terms of the Trusts. The accountings appear to show that Respondent is paying personal legal and other bills from the Trusts.

The Trusts provide that Respondent may invade the principal of the Trusts only if she establishes that her other sources of income are inadequate. The restriction in both trusts on Respondent's ability to invade principal is specifically spelled out in the Trusts. Respondent is clearly aware of this restriction, as that provision was at issue in the prior petitions. Respondent admitted that she had not done the required analysis in previous testimony under oath and showed no inclination that she would do so in the future.

The purpose of the Trusts is to preserve Jack Ross' share of the community property for his heirs. Respondent is entitled to income but is to exhaust her own assets before she taps into the principal of the Trusts which are to be preserved for the heirs of Jack Ross. Throughout the existence of the Trusts, Respondent has deliberately used the assets of the Trusts instead of her own assets and sources of income.

Petitioners state Respondent has significant personal assets and resources independent of the Trusts including real property in Idaho and Fresno (assets in excess of \$5 million) and income of over \$100,000.00/year and her own Trust. There is no basis to invade the principal of the trusts. Respondent never provided any documentation or evidence that shows she has made, or even attempted to make, the calculations required by Trust documents.

Because Respondent has repeatedly invaded the principal of the Trusts as shown by her own accountings and a prior court determination, Respondent should be compelled to properly account for all such invasions of principal and return all such amounts to the Trusts with interest. Respondent should be surcharged for all amounts taken plus interest.

"Even though Petitioners are not per se entitled to an accounting as required by Probate Code 16063," Respondent's repeated violations of her duties as Trustee authorize such an accounting. Petitioners should be entitled to review all of the backup documentation. Said accounting should be provided to all beneficiaries.

Petitioners believe Respondent has used funds in the Trusts for non-Trust purposes and for her own personal benefit in direct violation of the Trusts. As a result, Petitioner requests the Court order Respondent to provide Petitioner with accountings, including full backup documentation. In the event improper use of funds is shown, Respondent shall be surcharged and pay the Trust to recover all of said improperly used funds plus interest.

Petitioner Richard Ross already has a petition on file that alleges that Respondent obtained invalid orders in the Probate matter and, among other things, contending that Respondent has failed to properly account for all of the assets that belong in the Trusts. Case #09CEPR00285 is pending.

- See additional page -

Examiner Brief Notes Regarding Background of this case/parties:

There are numerous cases regarding this decedent and his testamentary trusts involving these parties:

- **0557330-8 Estate of Earl Jackson Ross**
(Created testamentary trusts: Earl J. Ross Marital and Earl J. Ross Family Trusts)
 - **04CEPR00370 Earl Jackson Ross Trust**
 - **05CECG01626 Rick Ross vs. Susan Alley**
 - **08CECG02515 Richard Ross vs. Susan Alley (Transferred to Probate as 09CEPR00285 – see below)**
 - **09CEPR00285 Matter of Earl Jackson Ross**
 - **12CEPR00278 Earl J. Ross Marital and Earl J. Ross Family Trust**
(Rick Ross, Richard Ross, Petitioners, v. Susan Clarke Ross Alley)
 - **Estate of Earl Jackson Ross 0557330-8 was settled on 9-29-97 and two testamentary trusts were created.**
 - **Petitioner Rick Ross** filed trust action 04CEPR00370, which was affirmed on appeal on 4-12-10.
(Examiner has not reviewed that file at this time to determine what the judgment was that was affirmed.)
 - **Petitioner Rick Ross** also filed civil action 05CECG01626, which was dismissed, and affirmed on appeal as dismissed on 7-18-07.
 - **Petitioner Richard Ross** filed a civil complaint 08CECG02515 with two causes of action and a prayer to reopen the original probate, and for damages and costs. Specifically, Mr. Ross sought to determine ownership of the Idaho property where he resided with Decedent, alleging it was fraudulently transferred to Ms. Alley in 1994. An Amended Complaint was filed 8-17-09.
 - **A Demurrer** was filed and it was ruled to transfer the new civil case 08CECG02515 to Probate on 1-8-09. Case # 09CEPR00285 was assigned on 4-6-09.
 - On 1-25-10, Judge Kazanjian signed an order on the Demurrer overruling the first cause of action (extrinsic fraud), and sustaining the second cause of action (breach of fiduciary duty) with leave to amend.
 - **A Second Amended Complaint was filed 2-4-10; Answer filed 3-22-10.**
Examiner notes that the Second Amended Complaint still contains both causes of action (Extrinsic Fraud and Breach of Fiduciary Duty). The prayer requests that the probate be reopened and the final order set aside, damages, and costs. The Answer states 22 affirmative defenses and requests the Complaint be dismissed, Plaintiff take nothing and be granted no relief, judgment against the plaintiff, and costs of suit.
 - On 9-2-10, **Richard Ross** filed a Notice of Motion to Compel Further Responses to Discovery Requests.
 - On 12-16-10, Judge Kazanjian granted that motion and ordered Ms. Alley to provide further responses and pay \$905 sanctions.
 - **Nothing further has been filed in 09CEPR00285. The Second Amended Complaint filed 2-4-10 is outstanding.**
 - On 3-26-11, Rick Ross and Richard Ross together filed this Petition to Compel Accounting, Surcharge and Remove Trustee as new case # 12CEPR00278.
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NEEDS/PROBLEMS/COMMENTS:

1. **This Petition opened a new case; however, there is already an open probate case regarding this matter, as referenced in the Petition. The Court will consolidate this case with 09CEPR00285 (Matter of Earl Jackson Ross).**

Note: Petitioner Rick Ross' Second Amended Complaint filed 2-4-10 is currently outstanding in 09CEPR00285 (Answer filed 3-22-10). The Court may require status of that complaint at this time.

2. **This Petition is not in compliance with Probate Code §§ 17201:** The petition does not state the names and addresses of each person entitled to notice of the petition per Probate Code §17201.
3. **This Petition is not in compliance with Probate Code §§ 17203 and Cal. Rules of Court 7.51:** Need Notice of Hearing and proof of service of Notice of Hearing at least 30 days prior to the hearing on each person entitled to notice (See #1).
4. **Need order.**

Atty Markeson, Thomas A., of Wild Carter & Tipton (for Petitioner Michael Martin)

Petition for Letters of Administration; Authorization to Administer Under IAEA
(Prob. C. 8002, 10450)

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| DOD: 1/20/2012 | MICHAEL MARTIN , son, is Petitioner and requests appointment as Administrator without bond. (<i>All heirs have waived bond; Waiver of Bond / Nomination of Administrator filed by only other heir on 5/8/2012.</i>) | | NEEDS/PROBLEMS/COMMENTS: Note: If petition is granted, Court will set status hearings as follows: <ul style="list-style-type: none"> • October 2012 for filing of inventory and appraisal; and • July 2013 for filing of first account and/or petition for final distribution. |
| Cont. from | | | |
| <input type="checkbox"/> Aff.Sub.Wit. | | | |
| <input checked="" type="checkbox"/> Verified | | | |
| <input type="checkbox"/> Inventory | Full IAEA – o.k. | | |
| <input type="checkbox"/> PTC | | | |
| <input type="checkbox"/> Not.Cred. | | | |
| <input checked="" type="checkbox"/> Notice of Hrg | Decedent died intestate. | | |
| <input checked="" type="checkbox"/> Aff.Mail | W/ | | |
| <input checked="" type="checkbox"/> Aff.Pub. | Residence – Fresno | | |
| <input type="checkbox"/> Sp.Ntc. | Publication – Business Journal | | |
| <input type="checkbox"/> Pers.Serv. | | | |
| <input type="checkbox"/> Conf. Screen | | | |
| <input type="checkbox"/> Aff. Posting | Estimated value of the Estate: | | |
| <input checked="" type="checkbox"/> Duties/Supp | Personal property - | \$300,000.00 | |
| <input type="checkbox"/> Objections | Annual income from P/P - | \$ 27,500.00 | |
| <input type="checkbox"/> Video Receipt | Total - | \$327,500.00 | |
| <input type="checkbox"/> CI Report | Probate Referee: Rick Smith | | |
| <input type="checkbox"/> 9202 | | | |
| <input checked="" type="checkbox"/> Order | | | |
| <input checked="" type="checkbox"/> Letters | | | |
| <input type="checkbox"/> Status Rpt | | | |
| <input type="checkbox"/> UCCJEA | | | |
| <input type="checkbox"/> Citation | | | |
| <input type="checkbox"/> FTB Notice | | | |

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| Reviewed by: LEG |
| Reviewed on: 5/15/12 |
| Updates: |
| Recommendation: SUBMITTED |
| File 8 - Martin |

Atty Dodson, Susan (pro per Guardian)
Atty Horn, Gabriel (pro per Petitioner/father)

Petition for Termination of Guardianship

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|--|----------------------|---|---------------------------------|
| Gage age: 9 years DOB: 7/29/2002 | | GABRIEL HORN , father, is petitioner. | NEEDS/PROBLEMS/COMMENTS: |
| MacKinzie age: 6 yrs. DOB: 9/8/2005 | | | |
| Logan age: 5 yrs DOB: 11/21/2006 | | SUSAN DODSON , non-relative, was appointed guardian on 8/20/2007. Personally served on 5/6/12. | |
| | | | |
| Cont. from | | Mother: JENNIFER ROBERTS – served on 5/6/12 | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | |
| <input checked="" type="checkbox"/> | Verified | Paternal grandfather: Kenneth Horn – served on 5/6/12. | |
| <input type="checkbox"/> | Inventory | Paternal grandmother: Janalee Standridge – served on 5/6/12. | |
| <input type="checkbox"/> | PTC | Maternal grandfather: Don Roberts – served on 5/6/12. | |
| <input type="checkbox"/> | Not.Cred. | Maternal grandmother: Ronnie Byrd – served on 5/6/12 | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | |
| <input checked="" type="checkbox"/> | Aff.Mail | W/ | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input checked="" type="checkbox"/> | Pers.Serv. | W/ | |
| <input type="checkbox"/> | Conf. Screen | | |
| <input type="checkbox"/> | Letters | | |
| <input type="checkbox"/> | Duties/Supp | | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input checked="" type="checkbox"/> | CI Report | | |
| <input type="checkbox"/> | 9202 | | |
| <input checked="" type="checkbox"/> | Order | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |

| | | | | | |
|--|----------------------|----|---|---------------------------------|--|
| Age: 14 years DOB: 4/4/1998 | | | YOLANDA CASEY , mother/guardian, is petitioner. Account period: 2/10/2011 – 2/8/2012 Accounting - \$12,582.13 Beginning POH - \$12,542.60 Ending POH - \$12,582.13 (all cash in a blocked account) Attorney - not addressed Guardian - not addressed Petitioner requests that future accountings be waived until such time as the minor attains the age of 18 and a final accounting is required. Petitioner prays for an order: 1. Settling and allowing the account and report and approving and confirming the acts of Petitioner as Guardian of the Estate. 2. Waiving future accountings until such time as a final accounting is required when the minor attains the age of 18. | NEEDS/PROBLEMS/COMMENTS: | |
| | | | | | |
| | | | | | |
| | | | | | |
| Cont. from | | | | | |
| | Aff.Sub.Wit. | | | | |
| ✓ | Verified | | | | |
| | Inventory | | | | |
| | PTC | | | | |
| | Not.Cred. | | | | |
| ✓ | Notice of Hrg | | | | |
| ✓ | Aff.Mail | W/ | | | |
| | Aff.Pub. | | | | |
| | Sp.Ntc. | | | | |
| | Pers.Serv. | | | | |
| | Conf. Screen | | | | |
| | Letters | | | | |
| | Duties/Supp | | | | |
| | Objections | | | | |
| | Video Receipt | | | | |
| | CI Report | | | | |
| ✓ | 2620 | | | | |
| ✓ | Order | | | | |
| | Aff. Posting | | | | |
| | Status Rpt | | | | |
| | UCCJEA | | | | |
| | Citation | | | | |
| | FTB Notice | | | | |
| | | | Reviewed by: KT | | |
| | | | Reviewed on: 5/16/12 | | |
| | | | Updates: | | |
| | | | Recommendation: | | |
| | | | File 10 - Casey | | |

(1) First Account and Report of Guardian and (2) Petition for its Approval and (3) for Waiver of Future Accountings

| | | | |
|-------------------------------------|----------------------|--|---------------------------------|
| Age: 12 years | | YOLANDA CASEY , mother/guardian, is petitioner. | NEEDS/PROBLEMS/COMMENTS: |
| DOB: 12/3/1999 | | | |
| | | Account period: 2/10/2011 – 2/8/2012 | |
| Cont. from | | Accounting - \$12,637.10 | |
| <input type="checkbox"/> | Aff.Sub.Wit. | Beginning POH - \$12,597.41 | |
| <input checked="" type="checkbox"/> | Verified | Ending POH - \$12,637.10 | |
| | Inventory | (all cash in a blocked account) | |
| | PTC | Attorney - not addressed | |
| | Not.Cred. | Guardian - not addressed | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | |
| <input checked="" type="checkbox"/> | Aff.Mail | W/ | |
| | Aff.Pub. | Petitioner requests that future accountings be waived until such time as the minor attains the age of 18 and a final accounting is required. | |
| | Sp.Ntc. | Petitioner prays for an order: | |
| | Pers.Serv. | 3. Settling and allowing the account and report and approving and confirming the acts of Petitioner as Guardian of the Estate. | |
| | Conf. Screen | 4. Waiving future accountings until such time as a final accounting is required when the minor attains the age of 18. | |
| | Letters | | |
| | Duties/Supp | | Reviewed by: KT |
| | Objections | | Reviewed on: 5/16/12 |
| | Video Receipt | | Updates: |
| | CI Report | | Recommendation: |
| <input checked="" type="checkbox"/> | 2620 | | File 11 - Casey |
| <input checked="" type="checkbox"/> | Order | | |
| | Aff. Posting | | |
| | Status Rpt | | |
| | UCCJEA | | |
| | Citation | | |
| | FTB Notice | | |

Atty Moore, Marylou (for Petitioner/maternal grandmother Marylou Moore)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

| | | | |
|--|-----------------------|--|--|
| Harlee age: 5 years DOB: 10/20/2006 | | TEMPORARY EXPIRES 5/21/12. MARYLOU MOORE , maternal grandmother, is petitioner. Father: ALAN DECAMBRA – personally served on 3/23/12. Mother: HEATHER VAN PATTEN – Declaration of Due Diligence. Paternal grandfather: Robert DeCambra – served on 4/19/12 Paternal grandmother: Pam DeCambra – served on 4/19/12 Maternal grandfather: Ricky Moore – served on 4/19/12. Petitioner states there is domestic abuse, drug use and mom abandoning the children. Mom broke the restraining order to choose her boyfriend over her kids. Court Investigator Julie Negrete's Report filed on 5/11/12. | NEEDS/PROBLEMS/COMMENTS: 1. Proof of service does not indicate the Notice of Hearing was served with a copy of the petition as required. 2. Need proof of personal service of the Notice of Hearing along with a copy of the petition or consent and waiver of notice on: a. Heather Van Patten – unless the court dispenses with notice. (Note: Declaration of Due Diligence indicates service was attempted however Heather refuses to answer the door.) |
| Gerald age: 2 years DOB: 2/27/2010 | | | |
| | | | |
| | | | |
| Cont. from | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | |
| <input checked="" type="checkbox"/> | Verified | | |
| <input type="checkbox"/> | Inventory | | |
| <input type="checkbox"/> | PTC | | |
| <input type="checkbox"/> | Not.Cred. | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | |
| <input checked="" type="checkbox"/> | Aff.Mail W/o | | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input checked="" type="checkbox"/> | Pers.Serv. W/O | | |
| <input checked="" type="checkbox"/> | Conf. Screen | | |
| <input checked="" type="checkbox"/> | Letters | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input checked="" type="checkbox"/> | CI Report | | |
| <input type="checkbox"/> | 9202 | | |
| <input checked="" type="checkbox"/> | Order | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input checked="" type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |

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|-----------------------------|
| Reviewed by: KT |
| Reviewed on: 5/17/12 |
| Updates: |
| Recommendation: |
| File 12 - DeCambra |

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

| | | | | | |
|---------------------------------------|----------------------|--|--|---|--|
| Age: 4 DOB: 05/24/08 | | TEMPORARY GRANTED EX PARTE; EXPIRES 05/21/12 | | NEEDS/PROBLEMS/COMMENTS: | |
| | | NICOLE OLSEN , maternal aunt, is Petitioner. | | 1. Declaration of Due Diligence filed 03/20/12 states that the father's whereabouts are unknown. If diligence is not found, need proof of personal service at least 15 days before the hearing of <u>Notice of</u> <u>Hearing</u> with a copy of the <u>Petition</u> <u>for Appointment of Guardian of the</u> <u>Person or Consent and Waiver of</u> <u>Notice</u> for: - Hector Estrada (father) | |
| Cont. from | | Father: HECTOR ESTRADA – <i>declaration</i> <i>of due diligence filed 03/20/12</i> | | 2. Need proof of service by mail at least 15 days before the hearing of <u>Notice</u> <u>of Hearing</u> with a copy of the <u>Petition</u> <u>for Appointment of Guardian of the</u> <u>Person or Consent & Waiver of Notice</u> for: - Ester Estrada (paternal grandmother)* Declaration of Due Diligence filed 03/20/12 states that the paternal grandmother's whereabouts are unknown. - Paternal grandfather (unknown) | |
| ✓ | Aff.Sub.Wit. | | | | |
| ✓ | Verified | Mother: STEPHANIE PROPHET – <i>personally</i> <i>served 05/15/12</i> | | | |
| | Inventory | | | | |
| | PTC | | | | |
| | Not.Cred. | Paternal grandfather: UNKNOWN Paternal grandmother: ESTER ESTRADA – <i>declaration of due diligence filed</i> <i>03/20/12</i> | | | |
| ✓ | Notice of Hrg | | | | |
| ✓ | Aff.Mail | | | | |
| | Aff.Pub. | Maternal grandfather: STEVEN PROPHET – <i>served by mail on 04/18/12</i> Maternal grandmother: MARY PROPHET – <i>served by mail on 04/18/12</i> | | | |
| | Sp.Ntc. | | | | |
| | Pers.Serv. | x | | | |
| ✓ | Conf. Screen | | | | |
| ✓ | Letters | | | | |
| ✓ | Duties/Supp | | | | |
| | Objections | | | | |
| | Video Receipt | | | | |
| ✓ | CI Report | | | | |
| | 9202 | | | | |
| ✓ | Order | | | | |
| | Aff. Posting | | | | |
| | Status Rpt | | | | |
| ✓ | UCCJEA | | | | |
| | Citation | | | | |
| | FTB Notice | | | | |
| | | Petitioner states that Jenna has lived with her the majority of her life because her mother is not stable or able to properly care for her and her father is not involved in her life. Jenna has lived with her exclusively since October 2011 and the mother has only visited sporadically and has gone months without seeing Jenna or communicating with her. Petitioner states that the mother initially consented to the guardianship, but is now acting irrationally and threatening to remove the child from her care. Petitioner states that she believes the mother may be on drugs. Petitioner states that guardianship is necessary to keep Jenna safe in her home. | | | |
| | | Court Investigator Jennifer Daniel filed a report on 05/11/12. | | | |
| | | | | Reviewed by: JF Reviewed on: 05/16/12 Updates: Recommendation: File 13 - Prophet | |

Age: 2
DOB: 07/13/09

NEEDS/PROBLEMS/COMMENTS:

Petitioner states that Jazelle has lived with her since she was 3 weeks old when her mother left her in Petitioners care. The mother uses meth and the father is disabled and unable to care for her. Petitioner states that she loves Jazelle as her own child and temporary guardianship is necessary so that she can make medical, dental and educational decisions for her.

File 14 - Muniz